

REMARKS

Status of the Claims

Claims 1-49 remain pending in the application, Claims 1, 14, 18, 30, 34, and 46 having been amended to more clearly define over the cited art, and Claim 11 having been amended to correct a punctuation error.

Allowable Subject Matter

The Examiner has objected to Claims 14, 30, and 46 as being dependent upon a rejected base claim, but has indicated that these claims would be allowable if rewritten in independent form to include all of the limitations of the base claim and any intervening claims. The Examiner has indicated that in connection with the claimed subject matter, the prior art does not teach or fairly suggest the recitation of Claims 14, 30, and 46 pertaining to enabling a user to drag and drop an image onto a web page being edited and thereby automatically generate a thumbnail image for inclusion in the web page. Accordingly, applicants have amended Claims 14, 30, and 46 to delete this recitation and have amended independent Claims 1, 18, and 34, respectively, to include it.

Claims Rejected under 35 U.S.C. § 102(b)

Claims 1-4, 6, 10-13, 15-20, 22, 26-29, 31-36, 38, 42-45, and 47-49 are rejected under 35 U.S.C. § 102(b) as being anticipated by “Arles Image Web Page Creator 2.1” (hereinafter referred to as “Arles”). However, as indicated above, applicants have rewritten independent Claims 1, 18, and 34 to include the recitation of Claims 14, 30, and 46, respectively, which the Examiner has indicated comprises patentable subject matter. Thus, independent Claims 1, 18, and 34 as amended patentably distinguish over the prior art, and applicants request that the Examiner withdraw the rejection of these claims.

Claims 2-4, 6, 10-13, and 15-17 ultimately depend from independent Claim 1; Claims 19-20, 22, 26-29, and 31-33 ultimately depend from independent Claim 18; and Claims 35-36, 38, 42-45, and 47-49 ultimately depend from independent Claim 34. Because dependent claims inherently include all of the steps or elements of the independent claims from which the dependent claims ultimately depend, dependent Claims 2-4, 6, 10-13, 15-17, 19-20, 22, 26-29, 31-33, 35-36, 38, 42-45, and 47-49 are patentable for at least the same reasons discussed above with regard to independent Claims 1, 18, and 34. Accordingly, the rejection of dependent Claims 2-4, 6, 10-13, 15-17, 19-20,

1 22, 26-29, 31-33, 35-36, 38, 42-45, and 47-49 under 35 U.S.C. § 102(b) over Arles should be
2 withdrawn.

3 Claims Rejected under 35 U.S.C. § 103(a)

4 Claims 5, 7-9, 21, 23-25, 37, and 39-41 are rejected under 35 U.S.C. § 103(a) as being
5 unpatentable by Arles and further in view of Claussen et al. (U.S. Patent No. 6,675,354 hereinafter
6 referred to as "Claussen"). However, as noted above, applicants have rewritten independent
7 Claims 1, 18, and 34 to include the recitation of Claims 14, 30, and 46 that the Examiner states is not
8 taught or suggested by the prior art. Thus, independent Claims 1, 18, and 34 are patentable over the
9 prior art. Claims 5 and 7-9 depend from independent Claim 1; Claims 21 and 23-25 depend from
10 independent Claim 18; and Claims 37 and 39-41 depend from independent Claim 34. Since
11 dependent claims inherently include all of the steps or elements of the independent claims from
12 which the dependent claims ultimately depend, dependent Claims 5, 7-9, 21, 23-25, 37, and 39-41 are
13 patentable for at least the same reasons as amended independent Claims 1, 18 and 34. Accordingly,
14 the rejection of dependent Claims 5, 7-9, 21, 23-25, 37, and 39-41 under 35 U.S.C. § 103(a) over
15 Arles in view of Claussen should be withdrawn.

16 In view of the Remarks set forth above, it will be apparent that the claims remaining in this
17 application define a novel and non-obvious invention, and that the application is in condition for
18 allowance and should be passed to issue without further delay. Should any further questions remain,
19 the Examiner is invited to telephone applicants' attorney at the number listed below.

20 Respectfully submitted,

21 
22

23 Ronald M. Anderson
24 Registration No. 28,829

25 RMA/SKM:lrg

26 MAILING CERTIFICATE

27 I hereby certify that this correspondence is being deposited with the U.S. Postal Service in a
28 sealed envelope as first class mail with postage thereon fully prepaid addressed to: Commissioner for
29 Patents, Alexandria, VA 22313-1450, on February 8, 2005.
30

Date: February 8, 2005

